#### REMARKS

Applicant has received a final Office Action dated May 3, 2005. However, page 15 of the Office Action is missing.

Applicant's representative attempted to obtain the missing page from the Image File Wrapper, but discovered that the version of the Office Action included in the Image File Wrapper also omits page 15, but includes a duplicate of page 14.

This defect was brought to the attention of the Patent Office within one month of the mail date of the Office Action. A Request for Corrected Office Action was filed on June 3, 2005. A copy of this Request is attached as Exhibit A. A copy of a return receipt confirmation acknowledging receipt of the Request in the Patent Office is attached as Exhibit B.

Thus, in accordance with MPEP § 710.06, Applicant hereby requests issuance of a new Office Action and that the period for reply be reset to commence with the mailing date of the new action.

Applicant's undersigned attorney may be reached in our Costa Mesa, California office by telephone at (714) 540-8700. All correspondence should be directed to our address given below.

Respectfully submitted,

Damond E. Vadnais Attorney for Applicant Registration No. 52,310

FITZPATRICK, CELLA, HARPER & SCINTO 30 Rockefeller Plaza New York, New York 10112-3800 Facsimile: (212) 218-2200

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# Exhibit A

03500.015887.



#### PATENT APPLICATION

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	
	:	Examiner: C. Larose
YASUO FUKUDA	)	
	:	Group Art Unit: 2623
Application No.: 09/977,318	)	
`	:	
Filed: October 16, 2001	)	
	ː	
For IMAGE PROCESSING METHOD,	)	
APPARATUS THEREFOR AND	:	
STORING MEDIUM	)	June 3, 2005

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

#### REQUEST FOR A NEW OFFICE ACTION

Sir:

Applicants request that a new Office Action be issued in this case and that the period for reply thereto be reset to the mailing date of the new Office Action.

In this regard, Applicants have received an Office Action dated May 18, 2005 in the above-identified application, but page 15 thereof is missing.

I hereby certify that this correspondence is being facsimile transmitted to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

June 3, 2005

(Date of Transmission)

Edward A. Kmett (Reg. No. 42,746) (Name of Attorney for Applicant)

June 3, 2005
Signature Date of Signature



Applicants' undersigned representative attempted to obtain the missing page from the Patent Office Image File Wrapper, but discovered that the version of the Office Action included in the Image File Wrapper also omits page 15, but includes a duplicate of page 14. Applicants undersigned representative also attempted to obtain a copy of the missing page by contacting the Examiner, but learned that the Examiner would be out of the office for an extended period of time. Applicants undersigned representative then contacted the Examiner's supervisor, who indicated that she was not able to access the file and therefore, stated that Applicants should request a new Office Action.

Thus, Applicants request issuance of a new Office Action and that the period for reply thereto be reset to commence with the mailing date of the new action.

Applicants' undersigned attorney may be reached in our Costa Mesa,

California office at (714) 540-8700. All correspondence should continue to be directed to
our below-listed address.

Respectfully submitted,

Attorney for Applicants Edward A. Krnett

Registration No. 42,746

FITZPATRICK, CELLA, HARPER & SCINTO 30 Rockefeller Plaza
New York, New York 10112-2200

Facsimile: (212) 218-2200

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## Exhibit B

USPTO 6/3/2005 5:44 PM PAGE 1/001 Fax Server ):Auto-reply fax to 714 540 9823 COMPANY:



### **Auto-Reply Facsimile Transmission**



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